



City of Rowlett

Meeting Minutes

City Council

4000 Main Street
Rowlett, TX 75088
www.rowlett.com

City of Rowlett City Council meetings are available to all persons regardless of disability. If you require special assistance, please contact the City Secretary at 972-412-6115 or write 4000 Main Street, Rowlett, Texas, 75088, at least 48 hours in advance of the meeting.

Tuesday, April 21, 2015

5:30 P.M.

Municipal Building – 4000 Main Street

As authorized by Section 551.071 of the Texas Government Code, this meeting may be convened into closed Executive Session for the purpose of seeking confidential legal advice from the City Attorney on any agenda item herein.

The City of Rowlett reserves the right to reconvene, recess or realign the Regular Session or called Executive Session or order of business at any time prior to adjournment.

Present: Mayor Gottel, Mayor Pro Tem Gallops, Deputy Mayor Pro Tem Pankratz, Councilmember Bobbitt, Councilmember Dana-Bashian, Councilmember van Bloemendaal and Councilmember Sheffield

1. CALL TO ORDER

Mayor Gottel called the meeting to order at 5:30 p.m.

2. EXECUTIVE SESSION (5:30 P.M.)* Times listed are approximate.

- 2A.** The City Council shall convene into Executive Session pursuant to the Texas Government Code, §551.071 (Consultation with Attorney) to receive legal advice from the City Attorney and to discuss and deliberate development plan and street extension near Village of Rowlett. (30 minutes)

Council convened in Executive Session at 5:31 p.m. Out at 6:21 p.m.

- 2B.** The City Council shall convene into executive session pursuant to the Texas Government Code, §551.074 (Personnel) to deliberate on the evaluation and duties of the City Attorney. (20 minutes) (THIS ITEM WILL BE DISCUSSED FOLLOWING THE REGULAR PORTION OF THE MEETING)

Council convened in Executive Session at 8:59 p.m. Out at 9:18 p.m.

- 2C.** The City Council shall convene into Executive Session pursuant to the Texas Government Code, §551.071 (Consultation with Attorney) to receive legal advice from the City Attorney and to discuss settlement of pending litigation involving the Garland Public Shooting Range. (15

minutes) (THIS ITEM WILL BE DISCUSSED FOLLOWING THE REGULAR PORTION OF THE MEETING)

Council convened in Executive Session at 8:50 p.m. Out at 8:59 p.m.

3. WORK SESSION (6:00 P.M.)

3A. Presentation of Mid-Year Update from the City Manager. (45 minutes)

Brian Funderburk, City Manager, presented the update. Councilmembers expressed their thanks to staff and Mr. Funderburk for their outstanding work.

3B. Discuss amending the Fiscal Year 2014-15 Adopted Operating and Capital Improvements Program Budget. (20 minutes)

Terri Doby, Budget Officer, provided the information regarding the amendment. Mr. Funderburk provided clarification for Council's inquiries.

3C. Discuss the elimination of the \$6.97 monthly water surcharge effective May 1, 2015. (20 minutes)

Mr. Funderburk reported that the North Texas Municipal Water District (NTMWD) is lifting all water restrictions effective May 1st.

3D. Discuss the City's telecommunication lease agreements in relation to industry trends. (15 minutes)

This item has been postponed to a future meeting.

4. DISCUSS CONSENT AGENDA ITEMS

Councilmember Dana-Bashian asked for clarification of items 7F and 7G. Tim Rogers, Director of Public Works, provided the answers.

Councilmember Sheffield asked that item 7C be pulled for Individual Consideration.
Deputy Mayor Pro Tem Pankratz asked that item 7K be pulled for Individual Consideration.
Councilmember Dana-Bashian asked that item 7L be pulled for Individual Consideration.

Council took a short break at 7:29 p.m.

CONVENE INTO THE COUNCIL CHAMBERS (7:30 P.M.)*

Council reconvened in Regular Session at 7:39 p.m.

INVOCATION – Shane Pruitt, Connection Community Church

PLEDGE OF ALLEGIANCE

TEXAS PLEDGE OF ALLEGIANCE – Led by the City Council

5. PRESENTATIONS AND PROCLAMATIONS

- 5A. Proclamation recognizing the week of April 20-24, as Administrative Professional's Week.

Councilmember Dana-Bashian presented the proclamation to Shelley Monroe, Parks & Recreation, and Evette Whitehead, City Manager's Office.

- 5B. Update from the City Council and Management: Financial Position, Major Projects, Operational Issues, Upcoming Dates of Interest and Items of Community Interest.

Mayor Gottel announced the following: COUNCIL MEETINGS - Next Regular Council meetings will be held on Tuesday, May 5th and 19th. Special Work Session will be held Tuesday, May 12th. P & Z MEETINGS - Tuesday, April 28th and May 12th and 26th – held in the City Hall Conference Room at 6pm. CIP (COMMUNITY INVESTMENT PROGRAM) TASK FORCE - Public Meetings this week: Telephone Town Hall Meeting will be conducted on Thursday, April 23rd between 6:30 and 7:30pm. If you don't get a call, call 1-888-409-5380 anytime during the hour long forum to get in on the call. Creates a unique forum that makes it easy for you, the citizen, to communicate with City staff about the 2015 Bond Election. Projects on the May 9th Ballot include: Proposition 1 – Streets – \$18,932,340, Proposition 2 – Parks – \$4,206,110, Proposition 3 – Public Safety – \$2,631,050. 2015 Bond Election set for May 9, 2015 – is a three year program with \$25,769,500 of Community Investment Projects – AND NO TAX INCREASE! EARLY VOTING STARTS APRIL 27TH AND GOES THROUGH MAY 5TH. EARLY VOTING - Annex Conference Room located at 4004 Main Street. Monday, April 27 through Friday, May 1 - 8:00 am to 5:00 pm, Saturday, May 2 - 8:00 am to 5:00 pm, Sunday, May 3 - 1:00 pm to 6:00 pm, Monday, May 4 through Tuesday, May 5 - 7:00 am to 7:00 pm. WATER RESTRICTIONS LIFTED! - Effective May 1st – Watering up to twice a week is allowed. ROWLETT GREAT AMERICAN CLEANUP DAY 2015 - Postponed to a later date – will announce as soon as the date is set. ANIMAL SHELTER - Next Low Cost Vaccine Clinic at Animal Shelter – Saturday, May 23rd, 1 – 3pm. Shelter is open Monday – Saturday, 10am – 5pm. PARKS AND RECREATION - Upcoming Events: Annual Kid Fish Outdoor Extravaganza – Saturday, April 25th, 9am – noon @ Community Park. Cardboard Boat Regatta – Saturday, April 25th, starts at 1:30pm @ Community Park pond. Memorial Day Celebration featuring Touch a Truck: Saturday, May 23rd from 10:00 a.m. – 1:00 p.m. @ Rowlett Community Centre. ROWLETT LIBRARY - The Library will be closed for the month of May allowing staff to move into the new building at 5702 Rowlett Road; reopening on June 1st. Programs will continue to be offered throughout the month. All Story Times and Family Saturdays will be held at the RCC. Upcoming Events: Family Saturday Movie + Popcorn – May 2nd, 2pm – *May the Fourth Be With You*, Family Saturday Crafts, May 9th, 2pm, Family Saturday Games, May 16th, 2pm. FIRE RESCUE - Citizens Fire Academy - Kicks off on Thursday, April 30th. 8 week course offers adult residents an interactive, in-depth, insider's view of Fire Rescue. Call 972.412.6230 for more information. Safe Sitter Class - Saturday, May 31st @ RCC, Ages 11-16; \$60 each. POLICE DEPARTMENT - Youth and Teen Academies this summer. Academies are free and include lunch every day plus a free trip to the Wet Zone on the last day of each session.

Available to students that live and attend school in Rowlett. For more information, contact Office Brandon Herring at bherring@rowlett.com.

Monica Patterson, with the Rowlett Animal Shelter, brought Ryder to the Council meeting. Ryder is one of the dogs available for adoption at the Shelter. Mayor Gottel read a Letter of Commendation from Chief Brodnax praising Monica's efforts in helping to find the shelter animals new homes. Lt. Gibbs presented Monica with a Police Department Challenge Coin. In honor of this recognition, the Human Resources Department will sponsor the cost of Ryder's adoption.

Deputy Mayor Pro Tem Pankratz announced an ACTOR production of "The Importance of Being Earnest" by Oscar Wilde. Friday/Saturday, April 24-25th at 8 p.m. and Sunday, April 26th at 2 p.m. Performances are being held at Main Street Events. More information can be found at www.actortx.com.

6. CITIZENS' INPUT

There were no speakers.

Mayor Pro Tem Gallops departed the meeting at 8:00 p.m.

7. CONSENT AGENDA

- 7A.** Consider action to approve minutes from the April 7, 2015, City Council Regular Meeting and April 14, 2015, City Council Special Meeting.

This item was approved on the Consent Agenda.

- 7B.** Consider a resolution authorizing the City Manager to release and terminate a Facilities and Construction Agreement between the City and Home Depot USA, Inc., a Delaware corporation, recorded January 23, 2004, as Document No. 200401407225 in the Real Property Records of Dallas County, Texas.

This item was approved as RES-045-15 on the Consent Agenda.

- 7C.** Consider action to approve a resolution accepting the bid of and awarding a contract to Data Flow Systems, Inc. (DFS) in the amount of \$285,000 for the total base bid and \$396,000 for the alternate bid items plus three percent contingency in the amount of \$20,430 and up to \$3,000 for the early completion bonus for the total base bid, resulting in a total project amount of \$704,430 for the Supervisory Control and Data Acquisition (SCADA) Project and authorize the Mayor to execute the necessary documents for said services.

This item was considered individually.

Tim Rogers, Director of Public Works, provided the background information on this item.

A motion was made by Councilmember Sheffield, seconded by Councilmember van Bloemendaal, to approve the item as presented. The motion carried with a unanimous vote of those members present. This item was adopted as RES-046-15.

- 7D.** Consider action to approve a resolution accepting the bid for the annual crack seal program in the unit amounts bid as attached hereto and incorporated herein by reference as Exhibit A and in an estimated annual amount of \$150,000.00 as work is required for the materials for the Public Works Department to Cholla Pavement Maintenance, Inc. and authorizing the Mayor to execute the necessary documents for said services.

This item was approved as RES-047-15 on the Consent Agenda.

- 7E.** Consider action to approve a resolution authorizing acceptance of the Annual Contract for Concrete Repair/Maintenance and final payment plus the release of retainage in the amount of \$171,583.85 to Tri-Con Services Incorporated which includes Change Order #1 in the amount of \$21,583.85 and authorizing the Mayor to execute the necessary documents herein.

This item was approved as RES-048-15 on the Consent Agenda.

- 7F.** Consider action to approve a resolution to replace the existing Fuel Management System (FMS) through General Services Administration Award Management Identification #062869508 in the amount of \$101,546.00 to B & J Equipment, LTD and authorizing the City Manager to execute the necessary documents for said purchase.

This item was approved as RES-049-15 on the Consent Agenda.

- 7G.** Consider action to approve a resolution authorizing the ratification of emergency repairs to the sanitary sewer line and structure at 5100 Edgewater Drive Lift Station and approving payment to Tri-Con Services, Inc. in the amount of \$127,538.64 for said services; and authorizing the City Manager to issue purchase orders for said services.

This item was approved as RES-050-15 on the Consent Agenda.

- 7H.** Consider action to approve a resolution accepting the bid of and awarding a contract to Clayton Holdings, LLC, in the amount of \$107,407.65, utilizing an interest rate of 1.79 percent for the seven year lease-purchase financing of a GasBoy fuel management system for the Public Works Department and authorizing the City Manager, after City Attorney approval, to execute the necessary documents for said purchase.

This item was approved as RES-051-15 on the Consent Agenda.

- 7I.** Consider action to approve a resolution accepting the bid of NAFECO Incorporated in the amount of \$240,283.60 for the purchase of fire protective clothing/bunker gear through the interlocal cooperative purchasing agreement with BuyBoard and awarding a contract to Clayton Holdings, LLC in the amount of \$248,594.95, utilizing an interest rate of 1.57% for the five year lease-

purchase financing of fire protective clothing for Fire Rescue and authorizing the City Manager, after City Attorney approval, to execute the necessary documents for said purchase.

This item was approved as RES-052-15 on the Consent Agenda.

- 7J. Consider action to approve a resolution awarding the bid for Section III mowing services to Carruthers Landscape Management, Incorporated in the unit amounts bid with an estimated annual amount of \$121,125.00 for the Parks and Recreation Department.

This item was approved as RES-053-15 on the Consent Agenda.

- 7K. Consider action to approve a resolution authorizing the City to enter into a contract with Mint Bills in order to allow citizens an opportunity to render their utility payments by smart phone, tablets, or computers, and set up recurring payments and alert notifications.

This item was considered individually.

Wendy Badgett, Interim Finance Director, along with Gary Lester, Revenue Manager provided information on this item. Nathan Brandys, with Mint Bills, provided a demonstration of how the process works.

A motion was made by Deputy Mayor Pro Tem Pankratz, seconded by Councilmember Dana-Bashian, to approve the item as presented. The motion carried with a unanimous vote of those members present. This item was adopted as RES-054-15.

- 7L. Consider action approving a resolution amending the Master Fee Schedule for rate and fee changes to the Utilities Section for Water Rates due to the elimination of the Stage 3 water restrictions by the North Texas Municipal Water District.

This item was considered individually.

Mr. Funderburk provided the information on this item.

A motion was made by Councilmember van Bloemendaal, seconded by Councilmember Sheffield, to approve the item as presented. The motion carried with a unanimous vote of those members present. This item was adopted as RES-055-15.

Passed the Consent Agenda

A motion was made by Deputy Mayor Pro Tem Pankratz, seconded by Councilmember Sheffield, including all the preceding items marked as having been approved on the Consent Agenda. The motion carried with a unanimous vote of those members present.

8. ITEMS FOR INDIVIDUAL CONSIDERATION

- 8A.** Consider an ordinance to amend Part V of the City of Rowlett Code of Ordinances to adopt an amended Master Thoroughfare Plan Map.

Marc Kurbansade, Director of Development Services, provided the background information for this item.

A motion was made by Deputy Mayor Pro Tem Pankratz, seconded by Councilmember Bobbitt, to approve the item as presented. The motion carried with a unanimous vote of those members present. This item was adopted as ORD-016-15.

After a short break at 8:43, Council reconvened in Executive Session item 2C at 8:49 p.m.

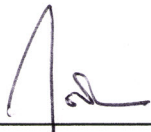
TAKE ANY NECESSARY OR APPROPRIATE ACTION ON CLOSED/EXECUTIVE SESSION MATTERS

Executive Session, Item 2C:

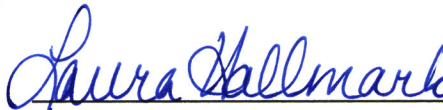
A motion was made by Councilmember Sheffield, seconded by Councilmember Dana-Bashian, to approve a settlement agreement for the Garland Public Shooting Range case under terms discussed with the City Attorney in Executive Session. The motion carried with a unanimous vote of those members present.

9. ADJOURNMENT

Mayor Gottel adjourned the meeting at 9:20 p.m.



Todd W. Gottel, Mayor



Laura Hallmark, City Secretary

Date Approved: May 5, 2015

